

Attorney Docket No. 41575/29338 (115)

ITW DAC



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Dragen Dosen et al. )  
Application No.: 10/017,334 )  
Filing Date: December 14, 2001 )  
Title: Arching Lumbar Support )  
With Weight Distribution Surface )  
Examiner: Barfield, Anthony Derrell  
Group Art Unit: 3636  
Attorney Docket No.: 41575/29338 (115)

MAIL STOP PETITIONS  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**PETITION UNDER 37 CFR 1.183**

In accordance with MPEP §1481, patentees hereby petition under 37 CFR §1.183 to suspend rule 37 CFR §3.81(a), thereby permitting the correct name of the assignee to be provided after issuance of the patent. If the Petition is granted, patentees will request a Certificate of Correction under 37 CFR §1.323 to correct an inadvertent misspelling of the assignee's name.

In completing the Issue Fee Transmittal Form (PTOL-85B), an erroneous assignee's name was furnished in item 3 of the form. Instead of providing the correct assignee, which is L&P Property Management Company of South Gate, California, a misspelling of the assignee's name was provided. This failure to provide the correct assignee name on the Issue Fee Transmittal Form (PTOL-85B) was inadvertent and correction is being requested immediately after patentees received and reviewed the published patent, U.S. Patent No. 6, 799, 844 (formerly S.N. 10/017,334), issued on August 24, 2004.

09/03/2004 WABDELR1 00000040 10017334

01 FC:1460

130.00 OP

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A copy of the duly recorded Notice of Recordation of Assignment Document and supporting documents showing L&P Property Management Company as the correct assignee is attached. It is requested that 37 CFR §3.81(a) be waived to permit the correct name of the assignee to be provided after issuance of the patent.

The petition fee of \$130.00, in accordance with 37 CFR §1.17(h), is attached with this Petition.

Therefore, it is respectfully requested that the U.S. Patent & Trademark Office accept the above-identified petition pursuant to 37 CFR §1.183 so that patentees may file a request under 37 CFR §1.323.

Respectfully submitted,



David A. Chambers  
Reg. No.:50,788  
Husch & Eppenberger, LLC  
190 Carondelet Plaza  
St. Louis, Missouri, 63105  
Telephone Number: 314-480-1867  
Facsimile: 314-480-1505

CERTIFICATE OF EXPRESS MAILING UNDER 37 CFR 1.10

I hereby certify that this correspondence is being deposited in The United States Postal Service "Express Mail Post Office to Address" service under 37 CFR 1.10 in an envelope addressed to Mail Stop Petitions, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on September 1, 2004. Express Mail Label No. EV331014232US

  
Signature  
Type Name

UNITED STATES  
PATENT AND  
TRADEMARK OFFICE

SEP 01 2002 DECEMBER 30, 2002

HUSCH & EPPENBERGER, LLC  
ROBERT C. HALDIMAN  
190 CARONDELET PLAZA  
SUITE 600  
ST. LOUIS, MO 63105

PTAS RECEIVED

Under Secretary of Commerce For Intellectual Property and  
Director of the United States Patent and Trademark Office  
Washington, DC 20231  
[www.uspto.gov](http://www.uspto.gov)

JAN 07 2003

Husch-Eppenberger LLC



\*102233763A\*

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF  
THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS  
AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER  
REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE  
INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA  
PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD  
FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY  
CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723.  
PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE,  
ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY,  
SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 09/19/2002

REEL/FRAME: 013317/0412

NUMBER OF PAGES: 4

BRIEF: ASSIGNMENT OF ASSIGNEE'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNEE:  
JANZEN, LARRY

DOC DATE: 09/11/2002

ASSIGNEE:  
L&P PROPERTY MANAGEMENT COMPANY  
4095 FIRESTONE BOULEVARD  
SOUTH GATE, CALIFORNIA 90280

SERIAL NUMBER: 10017334  
PATENT NUMBER:

FILING DATE: 12/14/2001  
ISSUE DATE:

STEVEN POST, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

SEP 19 2002

Express Mail No. EV 102233763 US

To the Honorable Commissioner of Patents a.

09-26-2002



102233763

U.S. DEPARTMENT OF COMMERCE  
U.S. Patent and Trademark Office

Docket No.: 41575/29338

ginal documents or copy thereof.

1. Name of conveying party(ies):

LARRY JANZEN

9/19/02

Additional name(s) & address(es) of conveying party(ies) attached?  Yes  No

3. Nature of conveyance:

- Assignment       Merger  
 Security Agreement       Change of Name  
 Other

Execution Date: 9/11/02

2. Name and address of receiving party(ies)

Name: L&P PROPERTY MANAGEMENT COMPANY

Internal Address:

Street Address: 4095 Firestone Boulevard

City: South Gate State: CA Zip: 90280

Additional name(s) & address(es) attached?  Yes  No

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is:

A. Patent Application No.(s)

10/017,334

B. Patent No.(s)

Additional numbers attached?  Yes  No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Robert C. Haldiman

Internal Address: Husch & Eppenberger, LLC

6. Total number of application and patents involved: 1

7. Total fee (37 CFR 3.41) ..... \$40.00

Enclosed

Authorized to be charged to deposit account

8. Deposit account number:

08-3460

(Attach duplicate copy of this page if paying by deposit account)

Street Address: 190 Carondelet Plaza

Suite 600

City: St. Louis State: MO Zip: 63105

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Robert C. Haldiman

Name of Person Signing

Signature

9/19/02

Date

Total number of pages including cover sheet, attachments, and documents:

4

Mail documents to be recorded with required cover sheet information to: Commissioner of Patents & Trademarks, Box Assignments, Washington, D.C. 20231

09/25/2002 TDI21 0000009 10017334

40.00 OP

01 FC:581

PATENT

Docket No: 41575/29338

**ASSIGNMENT**

In consideration of the sum of One Dollar (\$1.00), and other valuable consideration, the receipt of all of which is hereby acknowledged, I, Larry Janzen, whose address is 3918 Third Concession, RR2, Harrow, Ontario N0R 1G0, hereby confirm that I have sold and assigned, and do hereby sell and assign to L&P Property Management Company, a Delaware Corporation, whose address is 4095 Firestone Boulevard, South Gate, California 90280, as assignee, all my right, title and interest, for Canada, the United States and all other countries, in and to an invention entitled:

**ARCHING LUMBAR SUPPORT WITH WEIGHT DISTRIBUTION SURFACE**

as described and illustrated in United States patent application Serial No. 10/017334, filed December 14, 2001 and all my right, title and interest in and to said patent application and in and to any divisionals, continuations, continuations-in-part, reissues, re-examinations, extensions of, and supplementary disclosures thereto, and in and to any patents that may be granted for said invention and in and to any additions or modifications to said invention.

I agree that I will without further consideration do all such things and execute all such documents as may be necessary or desirable to obtain and maintain patents for said invention and for additions and modifications thereto in any and all countries, and to vest title thereto in said assignee, its successors, assigns and legal representatives or nominees.

For said considerations, the undersigned hereby agrees, upon the request and at the expense of said Assignee, to execute any divisional, continuation, continuation-in-part or substitute application for said invention or improvements, and any oath or affidavit relating thereto, and any application for the reissue or extension of any Letters Patent that may be granted upon said application(s), and, in the event of any application or Letters Patent assigned herein becoming involved in an interference, to cooperate to the best of the ability of the undersigned in the matters of preparing and executing the preliminary statement and giving and producing evidence in support thereof. The undersigned agrees to perform, upon request, any affirmative acts to obtain said Letters Patent of the United States and vest in said Assignee all rights therein, whereby said Letters Patent will be held and enjoyed by said Assignee, to the full end of the term for which said Letters Patent may be granted as fully and entirely as the same would have been held and enjoyed by the undersigned if this assignment has not been made.

And for said consideration, the undersigned hereby assigns to said Assignee the entire right, title and interest in said invention or improvements for all foreign countries, including all priority rights, and agrees to execute, at the request of said Assignee, all documents in connection with any application for foreign Letters Patent therefor.

SIGNED, SEALED AND DELIVERED, at Windsor, Ontario, Canada, this 11<sup>th</sup> day of September, 2002.

LARRY JANZEN  
Larry Janzen

Sept 11, 2002

**WITNESS #1:**

Witnessed By: Jintao Lin  
Printed Name: JINTAO LIN

**WITNESS #2:**

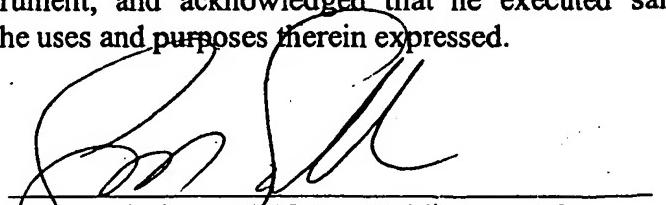
Witnessed By: John Kaelson  
Printed Name: John Kaelson

COUNTRY OF CANADA

CITY OF WINDSOR

COUNTY OF ESSEX

Sworn before me at the City of Windsor, in the County of Essex and Province of Ontario on September 11, 2002, a Commissioner and Notary Public in and for the County, City and Country aforesaid, appeared to me Larry Janzen, personally known to be the same person whose name is subscribed to the foregoing instrument, and acknowledged that he executed said instrument as his free and voluntary act for the uses and purposes therein expressed.



A Commissioner, A Notary Public in and for Ontario, Canada, by Royal Authority duly appointed. My Notarial Commission is held at the pleasure of His Excellency, The Lieutenant-Governor of Ontario, Canada, and has no set expiry date.